

WEDNESDAY, APRIL 8, 2015

TWENTIETH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Martha Moore Beamer, Cherokee United Methodist Church, Greene County, TN.

Representative Hawk led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 95

Representatives present were Akbari, Alexander, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulse, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Cooper; illness

PRESENT IN CHAMBER

Rep. Armstrong was recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 33 Reps. K. Brooks and McCormick as prime sponsors.

953

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House Resolution No. 35 Rep. K. Brooks as prime sponsor.

House Resolution No. 37 Reps. Eldridge, Halford, Holsclaw and Sanderson as prime sponsors.

House Joint Resolution No. 78 Reps. Howell, Rogers, Gravitt, Halford, Durham, Lynn, Dunn, Wirgau and Sanderson as prime sponsors.

House Joint Resolution No. 260 Rep. Gilmore as prime sponsor.

House Joint Resolution No. 261 Rep. Gilmore as prime sponsor.

House Bill No. 172 Rep. Gravitt as prime sponsor.

House Bill No. 197 Rep. Durham as prime sponsor.

House Bill No. 216 Reps. Ragan and Kane as prime sponsors.

House Bill No. 225 Rep. Pitts as prime sponsor.

House Bill No. 243 Rep. K. Brooks as prime sponsor.

House Bill No. 531 Rep. Hardaway as prime sponsor.

House Bill No. 572 Rep. Hazlewood as prime sponsor.

House Bill No. 632 Reps. Terry, Ragan, Howell, Carr , J. Sexton, Lamberth, Wilburn and Holsclaw as prime sponsors.

House Bill No. 661 Reps. Ragan, Littleton, M. White, Kane, Moody, Gravitt and Hazlewood as prime sponsors.

House Bill No. 672 Reps. Ragan, Towns and Hardaway as prime sponsors.

House Bill No. 674 Reps. Ragan, Towns, Moody and Hardaway as prime sponsors.

House Bill No. 675 Reps. Hardaway, DeBerry and Smith as prime sponsors.

House Bill No. 699 Reps. Terry, Ragan, Carr , Gravitt, Weaver, Moody, Littleton, Carter, Powers, Byrd, Reedy, Forgety, Keisling, Hazlewood, Wilburn, Lamberth, Daniel, Rogers, Ramsey, Camper, Hardaway, Fitzhugh, Butt, Powell, Kane, Parkinson, McManus and Akbari as prime sponsors.

House Bill No. 735 Rep. Hardaway as prime sponsor.

House Bill No. 776 Reps. Ragan, Parkinson and Hardaway as prime sponsors.

House Bill No. 833 Rep. Rogers as prime sponsor.

House Bill No. 904 Reps. Powell and Armstrong as prime sponsors.

House Bill No. 1318 Reps. Faison, Wilburn, Littleton, Butt, Holt, Carter, Moody, Travis and Sparks as prime sponsors.

SPONSORS REMOVED

On motion, Rep. Howell was removed as sponsor from **House Joint Resolution No. 248**.

MESSAGE FROM THE SENATE
April 7, 2015

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 66, 256, 319, 461, 832 and 1245; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 7, 2015

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 176, 206, 207, 208, 209, 210, 212, 213, 214, 215, 216, 217, 220, 221, 222, 223, 224, 225, 226, 227 and 228; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 7, 2015

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 97, 242, 243, 244, 245 and 247; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 97** -- Holidays and Days of Special Observance - Expresses intent to enact legislation to designate a day in May of each year as "Police Memorial Day." by *McNally, *Yager, *Crowe.

Senate Joint Resolution No. 242 -- Memorials, Recognition - Bill May, 2015 Governor's Arts Leadership Award recipient. by *Overbey, *Ramsey, *Southerland, *Massey, *Watson.

Senate Joint Resolution No. 243 -- Memorials, Recognition - Leadership Blount, 25th anniversary. by *Overbey, *Ramsey, *Southerland, *Massey.

Senate Joint Resolution No. 244 -- Memorials, Recognition - Motohiko Kato, Consul-General of Japan. by *Haile.

Senate Joint Resolution No. 245 -- Memorials, Recognition - Elijah McCourry, West View Elementary, winner of the 2015 Tennessee Tar Wars poster contest. by *Hensley.

Senate Joint Resolution No. 247 -- Memorials, Retirement - Fran Persechini. by *Norris.

MESSAGE FROM THE SENATE
April 7, 2015

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 41, 77, 113, 238, 396, 411, 473, 505, 543, 647, 666, 875, 905, 964, 984, 985 and 1266; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 41** -- Courts - As introduced, establishes advisory task forces to study and report recommendations on electronic filing in state courts and the appointment of counsel for indigent defenses. - Amends TCA Title 16. by *Kelsey, *Yager. (HB144 by *Lundberg)

***Senate Bill No. 77** -- Mobile Homes and Manufactured Buildings - As introduced, makes various changes to the regulation of manufactured homes. - Amends TCA Title 68, Chapter 126, Part 2 and Title 68, Chapter 126, Part 4. by *Norris, *Bowling. (HB67 by *McCormick, *Brooks K)

***Senate Bill No. 113** -- Insurance, Health, Accident - As introduced, makes various changes to the Access Tennessee Act of 2006. - Amends TCA Title 56, Chapter 7, Part 29. by *Norris, *Watson. (HB102 by *McCormick, *Brooks K, *Harrison, *McDaniel)

***Senate Bill No. 238** -- Sunset Laws - As introduced, extends the information systems council, June 30, 2019. - Amends TCA Title 4, Chapter 29, Part 2 and Title 4, Chapter 3, Part 55. by *Bell. (HB368 by *Faison, *Ragan)

***Senate Bill No. 396** -- Alcoholic Beverages - As introduced, permits the sale of alcoholic beverages at retail in the unincorporated areas of the county under certain circumstances; redefines a municipality to include an incorporated town or city having a population of 925, instead of 1,000; authorizes a county to limit the location and number of retail package stores in the unincorporated areas of the county under certain circumstances. - Amends TCA Title 57. by *Bailey. (HB634 by *Sanderson)

Senate Bill No. 411 -- Tobacco, Tobacco Products - As introduced, restricts persons under the age of 18 from having access to vapor products; adds requirement that store owners or managers provide training to employees on the sale of vapor products; implements child-resistant safety standards for liquid nicotine containers used in conjunction with vapor products, in accordance with federal safety standards. - Amends TCA Title 4; Title 39; Title 47; Title 49; Title 62; Title 63 and Title 68. by *Overbey, *Massey. (*HB309 by *McDaniel, *Sexton C, *Williams)

***Senate Bill No. 473** -- Property Assessors - As introduced, clarifies what errors an assessor may correct, including errors in coding, entry, or transcription of data; prohibits

assessor from revisiting errors involving judgment. - Amends TCA Section 67-5-509. by *Bell. (HB795 by *Forgety)

***Senate Bill No. 505** -- Real Property - As introduced, decreases the registration fee for acquisition agents and their representatives, as defined in the Tennessee Time-Share Act of 1981, from \$25.00 to \$20.00. - Amends TCA Title 66. by *Johnson. (HB490 by *Marsh)

***Senate Bill No. 543** -- Barbers - As introduced, specifies that any barber school or school of cosmetology may seek state authorization, for purposes of meeting institutional eligibility requirements for student financial aid programs, from the Tennessee higher education commission under the Postsecondary Education Authorization Act, and will thereafter be subject to all requirements of the Act. - Amends TCA Title 49 and Title 62. by *Johnson. (HB691 by *McManus)

***Senate Bill No. 647** -- Codes - As introduced, makes it a misdemeanor to own or operate a hotel with certain elements that emit carbon monoxide unless a carbon monoxide alarm is installed within 10 feet of every room used for sleeping; requires hotels built with certain elements that emit carbon monoxide on or after January 1, 2016, to have hardwired carbon monoxide alarms. - Amends TCA Title 68, Chapter 120. by *Ketron. (HB1308 by *Swann, *Lynn)

Senate Bill No. 666 -- Juvenile Offenders - As introduced, creates a new disposition option of taking a minor who violates curfew to a designated curfew center rather than juvenile court; revises other curfew provisions. - Amends TCA Title 39, Chapter 17, Part 17. by *Kyle. (*HB494 by *Camper, *White M)

***Senate Bill No. 875** -- Alcoholic Beverages - As introduced, clarifies that WillowBrook golf course may grant a franchise for the purpose of providing alcoholic beverages. - Amends TCA Section 57-4-102. by *Niceley, *Bowling, *Dickerson. (HB936 by *Matheny, *Reedy)

***Senate Bill No. 905** -- Insurance Companies, Agents, Brokers, Policies - As introduced, enacts the "Travel Insurance Producer Limited License Act." - Amends TCA Title 56, Chapter 6. by *Tracy. (HB1109 by *Hazlewood, *Matlock, *Alexander, *Gravitt, *Travis, *Sexton C, *Marsh, *McManus, *Howell, *Wilburn, *White D, *Lamberth)

***Senate Bill No. 964** -- Boards and Commissions - As introduced, revises various provisions governing barbers and cosmetologists and the board of cosmetology and barber examiners. - Amends TCA Title 62, Chapter 3 and Title 62, Chapter 4. by *Bell. (HB1332 by *Parkinson)

Senate Bill No. 984 -- Drugs, Prescription - As introduced, defines a "biological product" and an "interchangeable biological product" in the Tennessee Affordable Drug Act of 2005; authorizes a prescriber to substitute a prescribed biological product for an interchangeable biological product if certain requirements are met. - Amends TCA Title 53, Chapter 10. by *Norris. (*HB572 by *Sexton C)

Senate Bill No. 985 -- Sports - As introduced, enacts the "Sudden Cardiac Arrest Prevention Act." - Amends TCA Title 68. by *Norris, *Massey, *Briggs, *Crowe, *Tate, *Yager. (*HB32 by *Todd, *Fitzhugh, *Terry, *Favors, *Brooks H, *White M)

Senate Bill No. 1266 -- Hospitals and Health Care Facilities - As introduced, revises requirements for medical directors and others participating in the operation of a pain management clinic. - Amends TCA Title 63. by *Yager, *Briggs, *Crowe, *Massey, *McNally, *Bowling. (*HB1157 by *Ramsey, *Doss, *Stewart, *Dunn)

MESSAGE FROM THE SENATE

April 7, 2015

MADAM SPEAKER: I am directed to return to the House, House Bill No. 311; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 7, 2015

MADAM SPEAKER: I am directed to return to the House, House Bill No. 796; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 7, 2015

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 54, 98, 112, 263, 264, 265, 266, 267, 277, 278, 279, 289, 343, 417, 541 and 690; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

ENGROSSED BILLS

April 7, 2015

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 125, 218, 219, 810, 811, 829, 830, 838, 1104, 1204, 1242, 1377 and 1386; also House Joint Resolutions Nos. 249, 250, 251, 252, 253, 254, 255, 256, 257 and 258.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE GOVERNOR

April 7, 2015

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 113, 195, 197, 199, 200, 201, 202, 204 and 205; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

ENROLLED BILLS

April 7, 2015

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 66, 256, 319, 461, 832 and 1245; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS

April 7, 2015

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 176, 206, 207, 208, 209, 210, 212, 213, 214, 215, 216, 217, 220, 221, 222, 223, 224, 225, 226, 227 and 228; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

SIGNED

April 7, 2015

The Speaker announced that she had signed the following: House Joint Resolutions Nos. 176, 206, 207, 208, 209, 210, 212, 213, 214, 215, 216, 217, 220, 221, 222, 223, 224, 225, 226, 227 and 228.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

April 7, 2015

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 176, 206, 207, 208, 209, 210, 212, 213, 214, 215, 216, 217, 220, 221, 222, 223, 224, 225, 226, 227 and 228; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 7, 2015

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 14, 23, 236, 237, 238, 239 and 240; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED
April 7, 2015

The Speaker announced that she had signed the following: Senate Joint Resolutions Nos. 14, 23, 236, 237, 238, 239 and 240.

JOE MCCORD, Chief Clerk

MESSAGE FROM THE SENATE
April 8, 2015

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 594; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 594** -- Domestic Violence - As introduced, requires an investigator or law enforcement officer investigating possible domestic abuse or child abuse involving a hearing impaired child to interview the child using an interpreter outside the presence of the child's parent or family member; permits the interpretation to occur using electronic means. - Amends TCA Title 37, Chapter 1, Part 4 and Section 39-13-111. by *Haile, *Harper. (HB672 by *Rogers, *Weaver)

MESSAGE FROM THE SENATE
April 8, 2015

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 204; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 204** -- Personal Property - As introduced, specifies that it is not an offense to take a black vulture in this state and that state resources may not be used to enforce any prohibition against taking black vultures in this state. - Amends TCA Title 70. by *Niceley. (HB1318 by *Keisling)

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative Love was recognized in the Well to honor Tennessee State University women's basketball team.

RESOLUTION READ

The Clerk read House Joint Resolution No. 254, adopted April 6, 2015.

House Joint Resolution No. 254 -- Memorials, Sports - Tennessee State University women's basketball team. by *Love, *Hardaway.

RECOGNITION IN THE WELL

Representative Gilmore was recognized in the Well to honor Zeta Phi Beta Sorority.

RESOLUTION READ

The Clerk read House Resolution No. 39.

House Resolution No. 39 -- Memorials, Recognition - Zeta Phi Beta Sorority. by *Gilmore.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for April 9, 2015:

House Resolution No. 38 -- Memorials, Death - Fred Cain Jr. by *Powers.

House Resolution No. 39 -- Memorials, Recognition - Zeta Phi Beta Sorority. by *Gilmore.

House Resolution No. 40 -- Memorials, Recognition - Centennial Commemoration of the Navy Reserve, March 3, 2015. by *Lundberg.

House Resolution No. 41 -- Memorials, Recognition - Betty Jolly, 2015 Woman of Distinction. by *Hazlewood.

House Resolution No. 42 -- Memorials, Retirement - E. Stephen Jett. by *Hazlewood.

House Resolution No. 43 -- Memorials, Recognition - Valerie C. Rutledge, 2015 Woman of Distinction. by *Hazlewood.

House Resolution No. 44 -- Memorials, Recognition - Darlene Smith, 2015 Woman of Distinction. by *Hazlewood.

House Resolution No. 45 -- Memorials, Recognition - Eva Dillard, 2015 Woman of Distinction. by *Hazlewood.

House Resolution No. 46 -- Memorials, Professional Achievement - Kristie Dean. by *Powers.

House Joint Resolution No. 264 -- Memorials, Interns - Brandon H. Chrisman. by *Haynes.

House Joint Resolution No. 265 -- Memorials, Death - Daniel Shane "Tiny" Wilson. by *Hill T.

House Joint Resolution No. 266 -- Memorials, Death - Carrie Lee Morley. by *Hill T.

House Joint Resolution No. 267 -- Memorials, Recognition - Thomas Allen Taylor. by *Travis.

House Joint Resolution No. 268 -- Memorials, Recognition - Camp Creek Ruritan Club, 60th anniversary. by *Hawk.

House Joint Resolution No. 269 -- Memorials, Recognition - Honors and commends Hardwick Clothes, Inc. by *Brooks K.

House Joint Resolution No. 270 -- Memorials, Academic Achievement - Griffin Duvall, Valedictorian, Lebanon High School. by *Lynn.

House Joint Resolution No. 272 -- Memorials, Academic Achievement - Aaron Kintzler, Salutatorian, Lebanon High School. by *Lynn.

House Joint Resolution No. 273 -- Memorials, Recognition - Commemorates April 2015 as National Sarcoidosis Awareness Month in Tennessee. by *Turner.

House Joint Resolution No. 274 -- Memorials, Recognition - Hillwood High School Cheerleaders, National High School Cheerleading Championship competitors. by *Clemmons.

House Joint Resolution No. 275 -- Memorials, Academic Achievement - Taylor Haywood, Salutatorian, Memphis Academy of Health Sciences. by *Parkinson.

House Joint Resolution No. 276 -- Memorials, Academic Achievement - Chelsey Jones, Valedictorian, Memphis Academy of Health Sciences. by *Parkinson.

House Joint Resolution No. 277 -- Memorials, Academic Achievement - Bryanna Davis, Salutatorian, Craigmont High School. by *Parkinson.

House Joint Resolution No. 278 -- Memorials, Academic Achievement - Ajia Graham, Valedictorian, Craigmont High School. by *Parkinson.

House Joint Resolution No. 279 -- Memorials, Academic Achievement - Samuel Contreras, Salutatorian, Raleigh Egypt High School. by *Parkinson.

House Joint Resolution No. 280 -- Memorials, Academic Achievement - Kenneth Moseley, Valedictorian, Raleigh Egypt High School. by *Parkinson.

House Joint Resolution No. 281 -- Memorials, Academic Achievement - H. Miller Dew, Valedictorian, Heritage Christian Academy. by *Lynn.

House Joint Resolution No. 282 -- Memorials, Academic Achievement - Keele Noelle Dillon, Salutatorian, Wilson Central High School. by *Lynn.

House Joint Resolution No. 283 -- Memorials, Academic Achievement - Max Alexander Lane, Valedictorian, Wilson Central High School. by *Lynn.

House Joint Resolution No. 284 -- Memorials, Recognition - Honoring those who fought and died in World War II and commemorating the 70th anniversary of the end of war the in Europe. by *Terry.

House Joint Resolution No. 285 -- Memorials, Death - Mike Leach. by *Powers.

House Joint Resolution No. 286 -- Memorials, Recognition - Rotary Club of Knoxville, 100th anniversary. by *Daniel.

House Joint Resolution No. 287 -- Memorials, Retirement - Robert McVey. by *Alexander.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for April 9, 2015:

Senate Joint Resolution No. 242 -- Memorials, Recognition - Bill May, 2015 Governor's Arts Leadership Award recipient. by *Overbey, *Ramsey, *Southerland, *Massey, *Watson.

Senate Joint Resolution No. 243 -- Memorials, Recognition - Leadership Blount, 25th anniversary. by *Overbey, *Ramsey, *Southerland, *Massey.

Senate Joint Resolution No. 244 -- Memorials, Recognition - Motohiko Kato, Consul-General of Japan. by *Haile.

Senate Joint Resolution No. 245 -- Memorials, Recognition - Elijah McCourry, West View Elementary, winner of the 2015 Tennessee Tar Wars poster contest. by *Hensley.

Senate Joint Resolution No. 247 -- Memorials, Retirement - Fran Persechini. by *Norris.

Senate Joint Resolution No. 248 -- Memorials, Retirement - C. Dwaine Evans. by *Southerland.

Senate Joint Resolution No. 249 -- Memorials, Death - Robert Neff Sr. by *Massey.

Senate Joint Resolution No. 250 -- Memorials, Academic Achievement - Seth Agee, Valedictorian, Gordonsville High School. by *Beavers.

WEDNESDAY, APRIL 8, 2015 – TWENTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

Senate Joint Resolution No. 251 -- Memorials, Academic Achievement - Ryan Anne Cothron, Salutatorian, Macon County High School. by *Beavers.

Senate Joint Resolution No. 252 -- Memorials, Academic Achievement - Garrison Ryan Gunter, Valedictorian, Cannon County High School. by *Beavers.

Senate Joint Resolution No. 253 -- Memorials, Academic Achievement - Hannah Faulkner, Salutatorian, Cannon County High School. by *Beavers.

Senate Joint Resolution No. 254 -- Memorials, Academic Achievement - Rikesh Vanmali, Valedictorian, Mt. Juliet Christian Academy. by *Beavers.

Senate Joint Resolution No. 255 -- Memorials, Academic Achievement - William Lundy, Salutatorian, Mt. Juliet Christian Academy. by *Beavers.

Senate Joint Resolution No. 256 -- Memorials, Academic Achievement - Rebecca McMillian, Valedictorian, Macon County High School. by *Beavers.

Senate Joint Resolution No. 257 -- Memorials, Recognition - "Be the Cure" clinical trials program. by *Tate.

Senate Joint Resolution No. 258 -- Memorials, Academic Achievement - Jordan Hunter Reedy, 2014 Valedictorian, Houston County High School. by *Green.

Senate Joint Resolution No. 259 -- Memorials, Academic Achievement - Ashley Brianne Spurgeon, 2014 Salutatorian, Houston County High School. by *Green.

Senate Joint Resolution No. 260 -- Memorials, Academic Achievement - Ciara Westbrook, Salutatorian, Northwest High School. by *Green.

Senate Joint Resolution No. 261 -- Memorials, Academic Achievement - Diya Daswani, Salutatorian, Northeast High School. by *Green.

Senate Joint Resolution No. 262 -- Memorials, Academic Achievement - Akash Patel, Co-Valedictorian, Rossvie High School. by *Green.

Senate Joint Resolution No. 263 -- Memorials, Academic Achievement - Samuel Boehms, Co-Valedictorian, Rossvie High School. by *Green.

Senate Joint Resolution No. 264 -- Memorials, Academic Achievement - Ricky Dean Pugalee Jr., Valedictorian, Northeast High School. by *Green.

Senate Joint Resolution No. 265 -- Memorials, Academic Achievement - Gauge Sellmer, Valedictorian, Northwest High School. by *Green.

Senate Joint Resolution No. 266 -- Memorials, Academic Achievement - Jan Rhys Kuan, Salutatorian, Rossvie High School. by *Green.

INTRODUCTION OF BILLS

964

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1395 -- Red Boiling Springs - As introduced, subject to local approval, moves the date of the city elections for mayor and council members to coincide with the November general election and extends the present terms of the mayor and council members to expire on the second Monday following the November election in 2015; authorizes property rights voting limited to two persons per parcel. - Amends Chapter 120 of the Private Acts of 1953; as amended and rewritten. by *Keisling.

House Bill No. 1396 -- Townsend - As introduced, subject to local approval, rewrites the city charter. - Amends Chapter 463 of the Private Acts of 1941; as amended. by *Swann, *Ramsey.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 41** -- Courts - As introduced, establishes advisory task forces to study and report recommendations on electronic filing in state courts and the appointment of counsel for indigent defenses. - Amends TCA Title 16. by *Kelsey, *Yager. (HB144 by *Lundberg)

***Senate Bill No. 77** -- Mobile Homes and Manufactured Buildings - As introduced, makes various changes to the regulation of manufactured homes. - Amends TCA Title 68, Chapter 126, Part 2 and Title 68, Chapter 126, Part 4. by *Norris, *Bowling. (HB67 by *McCormick, *Brooks K)

***Senate Bill No. 113** -- Insurance, Health, Accident - As introduced, makes various changes to the Access Tennessee Act of 2006. - Amends TCA Title 56, Chapter 7, Part 29. by *Norris, *Watson. (HB102 by *McCormick, *Brooks K, *Harrison, *McDaniel)

***Senate Bill No. 238** -- Sunset Laws - As introduced, extends the information systems council, June 30, 2019. - Amends TCA Title 4, Chapter 29, Part 2 and Title 4, Chapter 3, Part 55. by *Bell. (HB368 by *Faison, *Ragan)

***Senate Bill No. 323** -- Zoning - As introduced, clarifies that agricultural lands located within an identified special flood hazard area located in a county participating in the national flood insurance program are not exempt from building permit requirements and other county zoning regulations. - Amends TCA Title 13, Chapter 7. by *Norris, *Niceley. (HB292 by *McCormick, *Brooks K, *Butt)

***Senate Bill No. 396** -- Alcoholic Beverages - As introduced, permits the sale of alcoholic beverages at retail in the unincorporated areas of the county under certain circumstances; redefines a municipality to include an incorporated town or city having a population of 925, instead of 1,000; authorizes a county to limit the location and number of retail package stores in the unincorporated areas of the county under certain circumstances. - Amends TCA Title 57. by *Bailey. (HB634 by *Sanderson)

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Senate Bill No. 666 -- Juvenile Offenders - As introduced, creates a new disposition option of taking a minor who violates curfew to a designated curfew center rather than juvenile court; revises other curfew provisions. - Amends TCA Title 39, Chapter 17, Part 17. by *Kyle. (*HB494 by *Camper, *White M)

***Senate Bill No. 875** -- Alcoholic Beverages - As introduced, clarifies that WillowBrook golf course may grant a franchise for the purpose of providing alcoholic beverages. - Amends TCA Section 57-4-102. by *Niceley, *Bowling, *Dickerson. (HB936 by *Matheny, *Reedy)

***Senate Bill No. 905** -- Insurance Companies, Agents, Brokers, Policies - As introduced, enacts the "Travel Insurance Producer Limited License Act." - Amends TCA Title 56, Chapter 6. by *Tracy. (HB1109 by *Hazlewood, *Matlock, *Alexander, *Gravitt, *Travis, *Sexton C, *Marsh, *McManus, *Howell, *Wilburn, *White D, *Lamberth)

***Senate Bill No. 964** -- Boards and Commissions - As introduced, revises various provisions governing barbers and cosmetologists and the board of cosmetology and barber

examiners. - Amends TCA Title 62, Chapter 3 and Title 62, Chapter 4. by *Bell. (HB1332 by *Parkinson)

Senate Bill No. 984 -- Drugs, Prescription - As introduced, defines a "biological product" and an "interchangeable biological product" in the Tennessee Affordable Drug Act of 2005; authorizes a prescriber to substitute a prescribed biological product for an interchangeable biological product if certain requirements are met. - Amends TCA Title 53, Chapter 10. by *Norris. (*HB572 by *Sexton C)

Senate Bill No. 985 -- Sports - As introduced, enacts the "Sudden Cardiac Arrest Prevention Act." - Amends TCA Title 68. by *Norris, *Massey, *Briggs, *Crowe, *Tate, *Yager. (*HB32 by *Todd, *Fitzhugh, *Terry, *Favors, *Brooks H, *White M)

Senate Bill No. 1266 -- Hospitals and Health Care Facilities - As introduced, revises requirements for medical directors and others participating in the operation of a pain management clinic. - Amends TCA Title 63. by *Yager, *Briggs, *Crowe, *Massey, *McNally, *Bowling. (*HB1157 by *Ramsey, *Doss, *Stewart, *Dunn)

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 7, 2015**, reported the following:

CIVIL JUSTICE COMMITTEE

The Civil Justice Committee recommended for passage: House Bills Nos. 1342 also House Bill No. 935 and 1272 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 596. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Business and Utilities Committee: House Bill No. 934 with amendments.

The Committee also transmitted the following to the Criminal Justice Committee: House Bills Nos. 400 and 268 with amendments.

EDUCATION ADMINISTRATION AND PLANNING COMMITTEE

The Education Administration & Planning Committee recommended for passage: House Bills Nos. 260, 659 and Senate Joint Resolution No. 35, also House Bills Nos. 735, 567, 1221 and 174 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 157 and 815, also House Bills Nos. 155, 691, 801, 1135 and 676 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 675 with amendments.

EDUCATION INSTRUCTION AND PROGRAMS COMMITTEE

The Education Instruction & Programs Committee recommended for passage: House Bill No. 23, also House Bill No. 10 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

FINANCE, WAYS AND MEANS COMMITTEE

The Finance, Ways & Means Committee recommended for passage: House Bills Nos. 68, 1290, 304, 112, 97, 745, 217, 452, 646, 822, 1320, 642, 73, 85, 20, 151, 1005, 234 and 645, also House Bills Nos. 761, 1153 and 914 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS COMMITTEE

The Government Operations Committee recommended for passage: House Bills Nos. 834 and 344, also House Bills Nos. 588 and 393 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 833, also House Bills Nos. 855 and 392 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

INSURANCE AND BANKING COMMITTEE

The Insurance and Banking Committee recommended for passage: Senate Joint Resolution No. 91. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 1109, 440, 867 and 963 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 999, also House Bill No. 33 with amendments.

The Committee also transmitted the following to the Local Government Committee: House Bill No. 1170 with amendments.

LOCAL GOVERNMENT COMMITTEE

The Local Government Committee recommended for passage: House Bills Nos. 1390, 1392, 1393 and 852, also House Bills Nos. 1275, 1278 and 608 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 574, 1197, 702, 459, 846, 662, 778, 779 and 780 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the State Government Committee: House Bill No. 695 with amendments.

STATE GOVERNMENT COMMITTEE

The State Government Committee recommended for passage: House Bill No. 617, also House Bills Nos. 425, 615, 696, 826, 765, 1077 and 760 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 1190 and 1192, also House Bills Nos. 1042, 568, 936, 828, 647, 648, 1064, 542, 845, 634, 1011 and 1333 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

TRANSPORTATION COMMITTEE

The Transportation Committee recommended for passage: House Bill No. 803, also House Bill No. 730 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 1043, also House Bills Nos. 1147 and 700 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 8, 2015**, reported the following:

BUSINESS AND UTILITIES COMMITTEE

The Business and Utilities Committee recommended for passage: House Bill No. 1323 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 67 with amendments.

The Committee also transmitted the following to the Transportation Committee: House Bill No. 687.

HEALTH COMMITTEE

The Health Committee recommended for passage: House Bills Nos. 798, 1173, 1339 and 322 also House Bills Nos. 1163, 693, 629, 944, 403 and 1157 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 517 and 309, also House Bill No. 515, 973 and 977 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Criminal Justice Committee: House Bills Nos. 582 and 410, also House Bill No. 196 with amendments.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 1036 with amendments.

TRANSPORTATION COMMITTEE

The Transportation Committee recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 180 and 181 with amendments. Pursuant to Rule No. 72, each was referred to the Finance, Ways and Means Committee.

DELAYED BILLS REFERRED April 7, 2015

Pursuant to **Rule No. 77**, House Joint Resolution No. 271 and Senate Joint Resolution No. 97 was referred to the Delayed Bills Committee.

House Joint Resolution No. 271 -- Naming and Designating - Designates the first Saturday in December as "The Day to Remember the Battle of Sugar Creek" in Tennessee. by *Doss.

Senate Joint Resolution No. 97 -- Holidays and Days of Special Observance - Expresses intent to enact legislation to designate a day in May of each year as "Police Memorial Day." by *McNally, *Yager, *Crowe.

CONSENT CALENDAR

House Resolution No. 33 -- Memorials, Recognition - Brenda Lawson, Women of Distinction honoree. by *Hazlewood.

House Resolution No. 34 -- Memorials, Recognition - Teresa Dinger, 2015 Women of Distinction honoree. by *Hazlewood.

House Resolution No. 35 -- Memorials, Recognition - Beverly Phillips Johnson, 2015 Women of Distinction honoree. by *Hazlewood.

House Resolution No. 36 -- Memorials, Recognition - Annie Hall, 2015 Women of Distinction honoree. by *Hazlewood.

House Resolution No. 37 -- Memorials, Sports - University of Tennessee at Martin Men's Rodeo Team, NIRA National Champions. by *Holt.

House Joint Resolution No. 259 -- Memorials, Recognition - Anson Mount IV. by *Littleton.

House Joint Resolution No. 260 -- Memorials, Retirement - Chaplain (COL-R) Alvin E. Miller Sr. by *Pitts, *Johnson, *Reedy.

House Joint Resolution No. 261 -- Memorials, Recognition - Dot Ponder. by *Jernigan, *Beck.

House Joint Resolution No. 262 -- Memorials, Recognition - Tracey Rains, Kennedy Center/Stephen Sondheim Inspirational Teacher Award recipient. by *Carr, *Farmer.

House Joint Resolution No. 263 -- Memorials, Death - Dr. Bettye J. Alston. by *Camper, *Turner, *Miller, *Akbari, *Towns, *Hardaway, *DeBerry, *Love, *McManus, *Todd, *Shaw, *White M, *Lollar, *Coley, *Parkinson.

Rep. Holt moved that all members voting aye on House Resolution No. 37 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Butt, Pody and Ragan.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	95
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 850 -- Highways, Roads and Bridges - As introduced, grants county highway officials the authority to reduce the maximum gross weight of freight vehicles transporting mobile homes over certain county roads and bridges to prevent damage. - Amends TCA Title 5; Title 54, Chapter 7 and Title 55. by *Calfee, *Byrd, *Shepard, *Keisling, *Holt, *Howell, *Brooks K. (*SB412 by *Tracy, *Bowling, *Gardenhire)

Further consideration of House Bill No. 850, previously considered on March 30, 2015, at which time it was reset for today's Calendar.

Rep. Calfee moved that House Bill No. 850 be reset for the first Regular Calendar in 2016, which motion prevailed.

***House Bill No. 904** -- Education, State Board of - As introduced, restricts the state board from denying licensure for principals based on whether the applicant graduated from a college or university's master program located outside of this state. - Amends TCA Title 49, Chapter 5. by *Clemmons, *Eldridge. (SB1088 by *Harris)

Further consideration of House Bill No. 904, previously considered on April 1, 2015, at which time it was reset for today's Calendar.

On motion, House Bill No. 904 was made to conform with **Senate Bill No. 1088**; the Senate Bill was substituted for the House Bill.

Rep. Clemmons moved that Senate Bill No. 1088 be passed on third and final consideration.

Rep. H. Brooks moved that Education Administration & Planning Amendment Committee No. 1 be withdrawn, which motion prevailed.

Rep. Clemmons moved that **Senate Bill No. 1088** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, Doss, Dunlap, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

Representatives present and not voting were: Durham -- 1

A motion to reconsider was tabled.

House Bill No. 531 -- Insurance Companies, Agents, Brokers, Policies - As introduced, clarifies that no person loaning money that is secured by real property shall require insurance that exceeds the value of the structures or the expected value of the structures on the real property. - Amends TCA Title 56, Chapter 8. by *Shepard. (*SB172 by *Ketron)

On motion, House Bill No. 531 was made to conform with **Senate Bill No. 172**; the Senate Bill was substituted for the House Bill.

Rep. Shepard moved that Senate Bill No. 172 be passed on third and final consideration.

Rep. McManus moved that Insurance and Banking Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Shepard moved that **Senate Bill No. 172** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 98

A motion to reconsider was tabled.

House Bill No. 672 -- Domestic Violence - As introduced, requires an investigator or law enforcement officer investigating possible domestic abuse or child abuse involving a hearing impaired child to interview the child using an interpreter outside the presence of the child's parent or family member; permits the interpretation to occur using electronic means. - Amends TCA Title 37, Chapter 1, Part 4 and Section 39-13-111. by *Rogers, *Weaver. (*SB594 by *Haile, *Harper)

On motion, House Bill No. 672 was made to conform with **Senate Bill No. 594**; the Senate Bill was substituted for the House Bill.

Rep. Rogers moved that Senate Bill No. 594 be passed on third and final consideration.

Rep. Lundberg moved that Civil Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Lundberg moved that Civil Justice Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Rogers moved that **Senate Bill No. 594** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

House Bill No. 674 -- Children - As introduced, requires revisions to information provided in a pamphlet associated with newborn testing and establishes requirements for the destruction of certain specimens and identifying information. - Amends TCA Title 68, Chapter 5. by *Rogers, *Weaver, *Van Huss. (*SB615 by *Hensley)

Rep. Rogers moved that House Bill No. 674 be passed on third and final consideration.

Rep. C. Sexton moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 674 by deleting the language "to review and sign an acknowledgment of receiving the information about newborn testing" from the amendatory language of SECTION 2.

AND FURTHER AMEND by deleting the second and third sentences of the amendatory language of SECTION 3 of the introduced bill and substituting instead the following:

After one (1) year, both the specimen and the form containing the identifying information shall be destroyed.

AND FURTHER AMEND by deleting SECTION 5 and appropriately redesignating the following section.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Rogers moved that **House Bill No. 674**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks K., Butt, Byrd, Calfee, Camper, Carr, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

House Bill No. 1318 -- Personal Property - As introduced, specifies that it is not an offense to take a black vulture in this state and that state resources may not be used to enforce any prohibition against taking black vultures in this state. - Amends TCA Title 70. by *Keisling. (*SB204 by *Niceley)

On motion, House Bill No. 1318 was made to conform with **Senate Bill No. 204**; the Senate Bill was substituted for the House Bill.

Rep. Keisling moved that Senate Bill No. 204 be passed on third and final consideration.

Rep. Halford moved that Agriculture and Natural Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Todd moved the previous question, which motion prevailed.

Rep. Keisling moved that **Senate Bill No. 204** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 1

Representatives voting aye were: Akbari, Alexander, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt,

Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

Representatives voting no were: Towns -- 1

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Fitzhugh voted "aye" on **Senate Bill No. 204**.

REGULAR CALENDAR CONTINUED

House Bill No. 287 -- Controlled Substances - As introduced, revises various provisions of law regarding the scheduling of controlled substances and their analogues and derivatives, including updated identifications of drugs categorized in Schedules I–V. - Amends TCA Title 39, Chapter 17, Part 4. by *McCormick, *Brooks K, *Powers. (*SB318 by *Norris, *McNally, *Bowling, *Briggs)

On motion, House Bill No. 287 was made to conform with **Senate Bill No. 318**; the Senate Bill was substituted for the House Bill.

Rep. Powers moved that Senate Bill No. 318 be passed on third and final consideration.

Rep. Lamberth moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 318 by adding the following as a new, appropriately designated subdivision to subsection (d) of Section 1:

25H-NBOMe, being any compound structurally derived from 2-(2,5-dimethoxyphenyl)-N-(2-methoxybenzyl) ethanamine structure with substitution in either phenyl ring to any extent;

AND FURTHER AMEND by deleting the language “including, but not limited to, F-PB-22,” from subdivision (a)(1)(P) of Section 6.

AND FURTHER AMEND by deleting the language “Mitragynine and hydroxymitragynine” from subdivision (a)(2)(H) of Section 7 and substituting instead the language “Mitragynine and hydroxymitragynine”.

AND FURTHER AMEND by deleting the effective date section and substituting instead the following:

SECTION _____. This act shall take effect July 1, 2015, the public welfare requiring it.

On motion, Criminal Justice Committee Amendment No. 1 was adopted.

Rep. Powers moved that **Senate Bill No. 318**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 98
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 98

A motion to reconsider was tabled.

***House Bill No. 216** -- Administrative Procedure (UAPA) - As introduced, requires, instead of authorizes, the government operations committees to review every rule promulgated pursuant to the UAPA; decreases, from 25 to 10, the number of persons that must petition an agency to compel a public hearing on a proposed rule; requires the committees to consider the effect of a rule on small business and the arbitrariness and capriciousness of a rule. - Amends TCA Title 4, Chapter 5, Part 2. by *Daniel. (SB467 by *Bell)

Rep. Daniel moved that House Bill No. 216 be reset for the Regular Calendar on April 13, 2015, which motion prevailed.

***House Bill No. 776** -- Credit, Consumer - As introduced, authorizes certain guardians to place a security freeze on the consumer report of a person under 18 years of age or an incapacitated person; authorizes remedies for violations of the security freeze; requires the division of consumer affairs to create a notice for the office of vital records to distribute in conjunction with certificates of birth describing the ability to utilize this type of security freeze. -

Amends TCA Title 39; Title 47 and Title 68. by *Daniel, *Lamberth, *Dunn. (SB1158 by *Massey)

Rep. Daniel moved that House Bill No. 776 be passed on third and final consideration.

Rep. Eldridge moved adoption of Consumer and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 776 by deleting all language after the enacting clause and substituting instead:

SECTION 1. Tennessee Code Annotated, Title 47, Chapter 18, Part 21, is amended by adding the following language as a new section:

47-18-2111.

(a) As used in this section:

(1) “Protected consumer” means:

(A) An individual who is under sixteen (16) years of age at the time a request for the placement of a security freeze under this section is made; or

(B) An incapacitated person for whom a guardian or conservator has been appointed pursuant to title 34;

(2) “Protected consumer security freeze” means:

(A) If a consumer reporting agency does not have a consumer report pertaining to the protected consumer, a restriction that:

(i) Is placed on the protected consumer’s record in accordance with this section; and

(ii) Prohibits the consumer reporting agency from releasing the protected consumer’s record except as provided in this section; or

(B) If a consumer reporting agency has a consumer report pertaining to the protected consumer, a restriction that:

(i) Is placed on the protected consumer’s consumer report in accordance with this section; and

(ii) Prohibits the consumer reporting agency from releasing the protected consumer's consumer report or any information derived from the protected consumer's consumer report except as provided in this section;

(3) "Record" means a compilation of information that:

(A) Identifies a protected consumer;

(B) Is created by a consumer reporting agency solely for the purpose of complying with this section; and

(C) Shall not be created or used to consider the protected consumer's credit worthiness, credit standing, credit capacity, character, general reputation, personal characteristics, or mode of living;

(4) "Representative" means a person who provides to a consumer reporting agency sufficient proof of authority to act on behalf of a protected consumer;

(5) "Sufficient proof of authority":

(A) Means documentation that shows a representative has authority to act on behalf of a protected consumer; and

(B) Includes:

(i) An order issued by a court of law;

(ii) A lawfully executed and valid power of attorney;
and

(iii) A written, notarized statement signed by a representative that expressly describes the authority of the representative to act on behalf of a protected consumer;
and

(6) "Sufficient proof of identification":

(A) Means information or documentation that identifies a protected consumer or the protected consumer's representative;
and

(B) Includes:

(i) A social security number or a copy of a social security card issued by the social security administration;

(ii) A certified or official copy of a certificate of birth issued by the entity authorized to issue the certificate of birth pursuant to title 68, chapter 3, part 3;

(iii) A copy of a valid driver license or any other government-issued identification; or

(iv) A copy of a bill, including a bill for telephone, sewer, septic tank, water, electric, oil, or natural gas services, that shows a name and home address.

(b) This section does not apply to:

(1) A person administering a consumer report monitoring subscription service to which:

(A) The protected consumer has subscribed; or

(B) The protected consumer's representative has subscribed on behalf of the protected consumer;

(2) A person providing the protected consumer or the protected consumer's representative with a copy of the protected consumer's consumer report on request of the protected consumer or the protected consumer's representative;

(3) A consumer reporting agency that acts only as a reseller of credit information by assembling and merging information contained in the database of another consumer reporting agency or multiple consumer reporting agencies, and does not maintain a permanent database of credit information from which new consumer credit reports are produced; provided, a consumer reporting agency acting as a reseller shall honor any security freeze placed on a consumer credit report by another consumer reporting agency;

(4) A check services or fraud prevention services company that issues reports on incidents of fraud or authorizations for the purpose of approving or processing negotiable instruments, electronic funds transfers, or similar methods of payments;

(5) A deposit account information service company that issues reports regarding account closures due to fraud, substantial overdrafts, automatic teller machine abuse, or similar negative information regarding a consumer to inquiring banks or other financial institutions for use only in reviewing a consumer request for a deposit account at the inquiring bank or financial institution; or

(6) A consumer reporting agency database or file that consists entirely of consumer information concerning, and used solely for:

- (A) Criminal record information;
- (B) Personal loss history information;
- (C) Fraud prevention or detection;
- (D) Employment screening; or
- (E) Tenant screening.

(c) A consumer reporting agency shall place a protected consumer security freeze for a protected consumer if:

(1) The consumer reporting agency receives a request from the protected consumer's representative for the placement of the security freeze under this section; and

(2) The protected consumer's representative:

(A) Submits the request to the consumer reporting agency at the address or other point of contact and in the manner specified by the consumer reporting agency;

(B) Provides to the consumer reporting agency sufficient proof of identification of the protected consumer and the representative;

(C) Provides to the consumer reporting agency sufficient proof of authority to act on behalf of the protected consumer; and

(D) Pays to the consumer reporting agency a fee as provided in subsection (j).

(d) If a consumer reporting agency does not have a consumer report pertaining to a protected consumer when the consumer reporting agency receives a request under subdivision (c)(2), the consumer reporting agency shall create a record for the protected consumer.

(e) Within thirty (30) days after receiving a request that meets the requirements of subdivision (c)(2), a consumer reporting agency shall place a protected consumer security freeze.

(f) Unless a protected consumer security freeze is removed in accordance with subsection (h) or (k), a consumer reporting agency shall not release the protected consumer's consumer report, any information derived from

the protected consumer's consumer report, or any record created for the protected consumer.

(g) A protected consumer security freeze placed under subsection (e) shall remain in effect until:

(1) The protected consumer or the representative requests the consumer reporting agency to remove the protected consumer security freeze in accordance with subsection (h); or

(2) The protected consumer security freeze is removed in accordance with subsection (k).

(h) If a protected consumer or the representative wishes to remove a protected consumer security freeze, the protected consumer or the representative shall:

(1) Submit a request for the removal of the protected consumer security freeze to the consumer reporting agency at the address or other point of contact and in the manner specified by the consumer reporting agency;

(2) Provide to the consumer reporting agency:

(A) In the case of a request by the protected consumer:

(i) Proof that the sufficient proof of authority for the representative to act on behalf of the protected consumer is no longer valid; and

(ii) Sufficient proof of identification of the protected consumer; or

(B) In the case of a request by the representative:

(i) Sufficient proof of identification of the protected consumer and the representative; and

(ii) Sufficient proof of authority to act on behalf of the protected consumer; and

(3) Pay to the consumer reporting agency a fee as provided in subsection (j).

(i) Within thirty (30) days after receiving a request that meets the requirements of subsection (h), the consumer reporting agency shall remove the protected consumer security freeze.

(j)

(1) Except as provided in subdivision (j)(2), a consumer reporting agency shall not charge any fee for any service performed under this section.

(2) A consumer reporting agency may charge a reasonable fee, not exceeding ten dollars (\$10.00), for each placement or removal of a protected consumer security freeze.

(3) Notwithstanding subdivision (j)(2), a consumer reporting agency shall not charge any fee under this section if:

(A) The protected consumer's representative:

(i) Has obtained a police report of alleged identity fraud as described in § 39-14-150, and the protected consumer is the alleged victim; and

(ii) Provides a copy of the police report to the consumer reporting agency; or

(B) A request for the placement or removal of a protected consumer security freeze is for a protected consumer who is under sixteen (16) years of age at the time of the request and the consumer reporting agency has a consumer report pertaining to the protected consumer.

(k) A consumer reporting agency may remove a protected consumer security freeze or delete a record of a protected consumer if the protected consumer security freeze was placed, or the record was created, based on a material misrepresentation of fact by the protected consumer or the representative.

(l) If a consumer reporting agency negligently violates subsection (f) by releasing credit information that has been placed under a protected consumer security freeze, the affected protected consumer and representative shall be entitled to all remedies set out in § 47-18-2108 in addition to any other remedies provided for by law.

(m) The division shall prepare a notice for the office of vital records to distribute on and after January 1, 2016, pursuant to § 68-3-314, that explains:

(1) How to request a consumer reporting agency to place a security freeze on a report or record relating to an individual who is under sixteen (16) years of age; and

(2) The benefits of having a security freeze on a credit report or record relating to an individual who is under sixteen (16) years of age.

(n) With regard to security freezes as described in this section, this section supersedes § 47-18-2108.

SECTION 2. Tennessee Code Annotated, Title 68, Chapter 3, Part 3, is amended by adding the following language as a new section:

68-3-314. When a birth occurs:

(1) In an institution or en route to an institution, the person in charge of the institution, or that person's designated representative, shall provide the notice described in § 47-18-2111(m), to the mother, father, or legal guardian of the child; or

(2) On a moving conveyance as described in § 68-3-304, the office of vital records shall provide the notice described in § 47-18-2111(m), to the mother, father, or legal guardian of the child in conjunction with any issued certificate of birth.

SECTION 3. Section 1 of this act shall take effect July 1, 2015, the public welfare requiring it. For all other purposes, this act shall take effect January 1, 2016, the public welfare requiring it.

On motion, Consumer and Human Resources Committee Amendment No. 1 was adopted.

Rep. Daniel moved that **House Bill No. 776**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

***House Bill No. 661** -- Bail, Bail Bonds - As introduced, permits a magistrate to impose additional conditions of release or bail on a defendant arrested for child abuse, neglect, or endangerment or aggravated child abuse, neglect, or endangerment who is a threat to the alleged victim; requires a 12-hour period before the defendant may be released, if the defendant is found to be a threat to the victim of child abuse, neglect, or endangerment or aggravated child abuse, neglect, or endangerment. - Amends TCA Title 39, Chapter 15, Part 4 and Title 40, Chapter 11, Part 1. by *Carter, *Hardaway. (SB677 by *Gardenhire)

Rep. Carter moved that House Bill No. 661 be passed on third and final consideration.

Rep. Lamberth moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 661 by deleting SECTION 1 of the bill in its entirety and redesignating the subsequent sections appropriately.

On motion, Criminal Justice Committee Amendment No. 1 was adopted.

Rep. Carter moved that **House Bill No. 661**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 661** and have this statement entered in the Journal: Rep. Gravitt.

REGULAR CALENDAR, CONTINUED

House Bill No. 632 -- Search & Seizure - As introduced, specifies that only a person who had a reasonable expectation of privacy in a searched cellular phone may object to the admission of evidence of cellular phone data or evidence derived from the data. - Amends TCA Title 39 and Title 40. by *White D. (*SB442 by *Overbey, *Bowling)

Rep. D. White moved that **House Bill No. 632** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	1
Present and not voting.....	1

Representatives voting aye were: Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

Representatives voting no were: Hardaway -- 1

Representatives present and not voting were: Camper -- 1

A motion to reconsider was tabled.

House Bill No. 397 -- Open Meetings - As introduced, prohibits a member of a governing body from casting a vote by means of text messaging. - Amends TCA Title 8, Chapter 44 and Title 10, Chapter 7. by *Durham, *Casada, *Sargent. (*SB169 by *Johnson)

Rep. Durham moved that House Bill No. 397 be passed on third and final consideration.

Rep. Ramsey moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 397 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-44-102(b), is amended by adding the following as a new subdivision:

(3) “Executive session” means a meeting from which the public is excluded. An executive session may be entered into by the affirmative vote of a majority of the members present in the case of any public body of a municipality or other political subdivision. A motion to go into executive session shall indicate the nature of the business of the executive session, and no other matter may be considered in the executive session. The vote shall be taken in the course of an open meeting and the result of the vote recorded in the minutes. No formal or binding action shall be taken in executive session except for actions relating to the securing of real estate options under subdivision (b)(3)(A). A public body shall not hold an executive session except to consider one (1) or more of the following:

(A) To consider the purchase of property for public purposes, or for the sale of property at competitive bidding, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest; or

(B) To consult with the attorney regarding information or strategy in connection with litigation or with issues on which identifiable complaints are expected to be filed.

SECTION 2. Tennessee Code Annotated, Section 8-44-102, is further amended by adding the following as a new subsection:

(d) Executive sessions are not required, but may be held by a governing body for the following purposes and under the following conditions:

(1)

(A) Pursuant to subdivision (b)(3)(A), a meeting to discuss the consideration a governing body is willing to offer or accept when considering the purchase, sale, exchange, lease, or market value of real property; provided, however, that the material terms of any contract to purchase, exchange, sell, or lease real property shall be disclosed in the public portion of a meeting before the execution of the contract.

(B) If an executive session is utilized pursuant to subdivision (b)(3)(A), then, in addition to the members of the governing body, only persons representing the interests of the governing body in the transaction may be present during the executive session. Subdivision (b)(3)(A) shall not apply if:

(i) Any member of the governing body involved in the transaction has a personal interest in the transaction and attends or participates in the executive session concerning the real property; or

(ii) A condemnation action has been filed to acquire the real property involved in the discussion.

(2) Pursuant to subdivision (b)(3)(B), any executive session or portion of a meeting to be closed shall be conducted by the attorney for the governing body, who shall:

(A) Advise the members that the meeting is between the attorney and the client;

(B) Explain that the meeting is being held for the sole purpose of relaying confidential client communication and legal advice regarding pending litigation, when the government entity is a named party in a lawsuit, or an anticipated lawsuit;

(C) Explain that all comments from the members shall be directed to the attorney;

(D) Explain that no votes shall be taken in the executive session; and

(E) Announce when the public portion of the meeting shall resume or when the subject of the executive session shall be discussed in public or scheduled for a vote.

(e) The adequate public notice requirements of § 8-44-103 shall apply to executive sessions to the same extent as any other regular and special meetings of the public body.

(f) Before any meeting may be closed under this section:

(1) If public notice has not been given, then the governing body's intent to go into executive session shall appear on the proposed meeting agenda;

(2) A quorum of the governing body shall convene in public. The presiding officer or, in the case of attorney-client meetings, the attorney shall explain to the members and public assembled the specific statutory or legal exemption for closing the meeting;

(3) Members of the governing body shall vote by roll call in the public portion of the meeting on whether the closing is necessary. A majority vote shall be required to go into executive session; and

(4) The presiding officer or attorney representing the governing body shall explain to the members of the governing body and any members of the public present that no votes shall be taken and no other business shall be discussed during the closed executive session.

SECTION 3. Tennessee Code Annotated, Section 8-44-102(b), is further amended by adding the following language as a new subdivision:

(4) “Deliberate” means to examine and consult in order to form an opinion, and to weigh arguments for and against a proposed course of action;

SECTION 4. Tennessee Code Annotated, Section 8-44-102(a), is amended by deleting the language “All meetings” and substituting instead the language “Except in an executive session, all meetings”.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Durham moved that House Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Durham moved that **House Bill No. 397**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Forgety, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

House Bill No. 514 -- Banks and Financial Institutions - As introduced, revises the definition of a domestic holding company with respect to credit card state banks; extends the provisions permitting a domestic holding company to organize a credit card state bank to July 1, 2018. - Amends TCA Title 45, Chapter 2, Part 19. by *Sargent, *Durham, *Casada. (*SB510 by *Johnson)

On motion, House Bill No. 514 was made to conform with **Senate Bill No. 510**; the Senate Bill was substituted for the House Bill.

Rep. Sargent moved that Senate Bill No. 510 be passed on third and final consideration.

Rep. McManus moved that Insurance and Banking Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that **Senate Bill No. 510** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

***House Bill No. 699** -- Physicians and Surgeons - As introduced, establishes requirements and protections for healthcare providers that practice telehealth. - Amends TCA Title 63. by *Sexton C. (SB1223 by *Bell, *Green, *Overbey)

Rep. C. Sexton moved that House Bill No. 699 be passed on third and final consideration.

Rep. Williams moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 699 by deleting subdivision (a)(1) of the amendatory language of Section 1 and substituting instead the following:

- (1) "Healthcare provider" means:
- (A) Any provider licensed under this title who is authorized to diagnose and treat humans; or
 - (B) Any state-contracted crisis service provider employed by a facility licensed under title 33; and

AND FURTHER AMEND by deleting the following language from subsection (b) of the amendatory language of Section 1:

For the purposes of this section, a healthcare provider-patient relationship with respect to telemedicine or telehealth is created by mutual consent. The consent

by the patient may be expressed or implied consent. The duties and obligations created by the relationship do not arise until the healthcare provider:

and substituting instead:

For the purposes of this section, a healthcare provider–patient relationship with respect to telemedicine or telehealth is created by mutual consent and mutual communication, except in an emergency, between the patient and the provider. The consent by the patient may be expressed or implied consent; however, the provider-patient relationship is not created simply by the receipt of patient health information by a provider unless a prior provider-patient relationship exists. The duties and obligations created by the relationship do not arise until the healthcare provider:

AND FURTHER AMEND by deleting in its entirety subdivision (c)(1) in the amendatory language of Section 1 and substituting instead the following:

(c)

(1) A healthcare provider who delivers services through the use of telehealth shall be held to the same standard of professional practice as a similar licensee of the same practice area or specialty that is providing the same healthcare services through in-person encounters, and nothing in this section is intended to create any new standards of care. Notwithstanding the previous sentence, telehealth services shall be provided in compliance with the guidelines created pursuant to part 4 of this chapter.

AND FURTHER AMEND by deleting in its entirety subdivision (d) in Section 1 and substituting instead:

(d) Sections 63-6-231 and 63-6-214(b)(21) shall not apply to the practice of telemedicine under this section.

AND FURTHER AMEND by deleting in its entirety subdivision (f) in Section 1 of the printed bill and substituting instead:

(f) The provisions of § 63-6-204(a) shall also apply to telemedicine.

AND FURTHER AMEND by deleting subdivision (h) of the amendatory language of Section 1.

AND FURTHER AMEND by deleting Section 2 in its entirety and renumbering the subsequent section.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Williams moved adoption of Health Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 699 by adding the following as a new subdivision (c)(3) to the amendatory language of Section 1:

(3) This section shall not apply to pain management clinics, as defined in § 63-1-301, and chronic nonmalignant pain treatment.

On motion, Health Committee Amendment No. 2 was adopted.

Rep. C. Sexton moved that **House Bill No. 699**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. C. Sexton voted "aye" on **House Bill No. 699**.

REGULAR CALENDAR, CONTINUED

***House Bill No. 572** -- Drugs, Prescription - As introduced, defines a "biological product" and an "interchangeable biological product" in the Tennessee Affordable Drug Act of 2005; authorizes a prescriber to substitute a prescribed biological product for an interchangeable biological product if certain requirements are met. - Amends TCA Title 53, Chapter 10. by *Sexton C. (SB984 by *Norris)

On motion, House Bill No. 572 was made to conform with **Senate Bill No. 984**; the Senate Bill was substituted for the House Bill.

Rep. C. Sexton moved that Senate Bill No. 984 be passed on third and final consideration.

Rep. Williams moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Williams moved that Health Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Williams moved that Health Committee Amendment No. 3 be withdrawn, which motion prevailed.

Rep. Williams moved adoption of Health Committee Amendment No. 5, as House Amendment No. 4, as follows:

Amendment No. 4

AMEND Senate Bill No. 984 by inserting the following new subsection immediately after subsection (m) in the amendatory language of Section 2:

(n) If the state mandates electronic medical records between a pharmacist and a prescriber as described in subsection (i), then the pharmacist shall only be required to communicate the biological product dispensed through an electronic medical records system when such a system is in place and the information is accessible to prescribers.

On motion, Health Committee Amendment No. 5, as House Amendment No. 4, was adopted.

Rep. Towns moved the previous question, which motion prevailed.

Rep. C. Sexton moved that **Senate Bill No. 984**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 98
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks,

WEDNESDAY, APRIL 8, 2015 – TWENTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 98

A motion to reconsider was tabled.

***House Joint Resolution No. 78** -- State Government - Urges the general assembly to oppose unfunded state mandates. by *Sparks, *Howell, *Rogers, *Gravitt, *Halford, *Durham, *Lynn, *Dunn, *Wirgau, *Sanderson.

Further consideration of House Joint Resolution No. 78, previously considered on April 6, 2015, at which time it was reset for today's Calendar.

Rep. Sparks moved adoption of **House Joint Resolution No. 78**, which motion prevailed by the following vote:

Ayes	90
Noes.....	0
Present and not voting.....	4

Representatives voting aye were: Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 90

Representatives present and not voting were: Akbari, Goins, Lundberg, Ragan -- 4

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Sanderson voted "aye" on **House Joint Resolution No. 78**.

REGULAR CALENDAR, CONTINUED

***House Bill No. 172** -- Lottery, Charitable - As introduced, establishes framework to allow qualified 501(c)(19) organizations to operate an annual gaming event; sets 501(c)(19) application submission deadline of April 1, 2015, for annual event period beginning on July 1,

994

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

2015, and ending on June 30, 2016. - Amends TCA Title 3, Chapter 17 and Title 39, Chapter 17. by *Johnson. (SB325 by *Norris, *Crowe, *Yager, *Green)

On motion, House Bill No. 172 was made to conform with **Senate Bill No. 325**; the Senate Bill was substituted for the House Bill.

Rep. Johnson moved that Senate Bill No. 325 be passed on third and final consideration.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 325 by deleting SECTION 6 of the bill in its entirety and substituting instead the following:

SECTION 6. Tennessee Code Annotated, Section 3-17-103, is amended by adding the following language as a new subsection:

(f)

(1) Notwithstanding any provision of this chapter to the contrary, for the annual event period beginning July 1, 2015, and ending June 30, 2016, a nonprofit organization described in § 501(c)(19) of the Internal Revenue Code seeking to operate an annual event for the benefit of that organization located in this state may submit an annual event application to the secretary within three (3) calendar days after this act becomes law. For purposes of this submission deadline, an annual event application shall not be considered submitted to the secretary until in the physical possession of the secretary as evidenced by the secretary's date and time endorsement on such documentation.

(2) In addition to the omnibus list transferred to the clerk of the senate and the clerk of the house of representatives by March 1, 2015, the secretary shall transfer an additional omnibus list listing any organizations approved pursuant to subdivision (f)(1) for the annual event period beginning July 1, 2015, and ending June 30, 2016. This list shall be transferred in a manner consistent with subsection (b) by twelve o'clock noon central daylight time (CDT) within five (5) calendar days after this act becomes law.

On motion, Finance, Ways & Means Committee Amendment No. 1 was adopted.

Rep. Johnson moved that **Senate Bill No. 325**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0
Present and not voting..... 2

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

Representatives present and not voting were: DeBerry, Pody -- 2

A motion to reconsider was tabled.

House Bill No. 1099 -- Lottery, Charitable - As introduced, extends deadline for applications for 2015-2016 annual events for three days after effective the date of the Act. - Amends TCA Title 3, Chapter 17, Part 1. by *Hill T, *Brooks K. (*SB1004 by *Crowe, *Ramsey)

On motion, House Bill No. 1099 was made to conform with **Senate Bill No. 1004**; the Senate Bill was substituted for the House Bill.

Rep. T. Hill moved that Senate Bill No. 1004 be passed on third and final consideration.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1004 by deleting the directory language "Section 3-17-104" in Section 4 and substituting instead the language "Section 3-17-104(a)".

On motion, Finance, Ways & Means Committee Amendment No. 1 was adopted.

Rep. T. Hill moved that **Senate Bill No. 1004**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0
Present and not voting..... 1

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth,

Littleton, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

Representatives present and not voting were: Holt -- 1

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 153** -- Criminal Offenses - As introduced, prohibits the use of an unmanned aircraft to capture an image, without the venue owner and operator's consent, of an individual or event at an open-air event venue wherein more than 100 individuals could gather for an event. - Amends TCA Title 39. by *Harrison, *Terry, *Goins. (SB509 by *Johnson)

Senate Amendment No. 1

AMEND House Bill No. 153 by deleting the amendatory language of SECTION 1 and substituting instead the following:

() Without the venue owner or operator's consent, uses an unmanned aircraft to intentionally capture an image of an individual or event at an open-air event venue wherein more than one hundred (100) individuals are gathered for a ticketed event.

AND FURTHER AMEND by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 39-13-903(a), is further amended by adding the following language as a new, appropriately designated subdivision:

()

(A) Knowingly uses an unmanned aircraft within or over a designated fireworks discharge site, fireworks display site, or fireworks fallout area during an event as defined in § 68-104-202, without the consent of the owner or operator of the event; and

(B) For purposes of this subdivision (a)():

(1) "Discharge site" means the area immediately surrounding the fireworks mortars used for an outdoor fireworks display;

(2) “Display site” means the immediate area where a fireworks display is conducted, including the discharge site, the fallout area, and the required separation distance from mortars to spectator viewing areas, but not including the spectator viewing areas or vehicle parking areas; and

(3) “Fallout area” means the designated area in which hazardous debris is intended to fall after a pyrotechnic device, including display fireworks, is fired;

AND FURTHER AMEND by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 39-13-903(a), is further amended by adding the following language as a new, appropriately designated subdivision:

() Knowingly uses an unmanned aircraft over the grounds of a correctional facility;

Rep. Harrison moved that the House concur in Senate Amendment No. 1 to **House Bill No. 153**, which motion prevailed with the following vote:

Ayes	89
Noes.....	3
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Byrd, Calfee, Camper, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Wirgau, Womick, Madam Speaker Harwell -- 89

Representatives voting no were: Lynn, Towns, Windle -- 3

Representatives present and not voting were: Ragan -- 1

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. H. Brooks voted "aye" on concurring in Senate Amendment No. 1 to **House Bill No. 153**.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on concurring on Senate Amendment No. 1 to **House Bill No. 153** and have this statement entered in the Journal: Rep. H. Brooks.

UNFINISHED BUSINESS

RECOGNITION IN THE WELL

On motion of Representative McCormick, the following rules were suspended for the remainder of the 2015 Legislative Session:

Suspend **Rule No. 17**: so that all congratulatory and memorializing resolutions can be placed directly on the next Consent Calendar.

Suspend **Rule No. 49**: the 48-hour rule so that all bills moved from Calendar and Rules can be set on the next floor Calendar.

Suspend **Rule No. 49**: the 25 bill limit rule so that more than 25 bills may be placed on the Calendar for final consideration on any one day

Suspend **Rule No. 50**: the 72-hour rule for posting the Consent Calendar, so that local bills and other bills and resolutions coming out of Calendar and Rules can be placed on the next Consent Calendar on a daily basis.

Suspend **Rule No. 59**: notice provisions so that all bills from the Senate with messages can be announced and/or automatically placed on the next Message Calendar.

Suspend **Rule No. 60**: so that notice of proposed amendments may be given until the start of Session on the day of consideration.

Suspend **Rule No. 67**: so that committee and subcommittee meetings can be held at times other than those specified in the House Weekly Schedule and with less than 72 hours notice.

Suspend **Rule No. 71**: the 24-hour rule requiring all amendments to be available to members 24 hours before consideration on the floor.

Suspend **Rule No. 75**: meeting time provision so that session can meet hours other than 9:00 a.m. to 12 noon and 2:00 p.m. to 7:00 p.m.

Suspend **Rule No. 83(1)**: so that all bills reported out of subcommittee can be heard on the next full committee calendar without waiting a week.

WEDNESDAY, APRIL 8, 2015 – TWENTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

Suspend **Rule No. 83(1)**: so that all bills reported out of committee can be heard in the next committee or subcommittee without waiting a week.

Suspend **Rule No. 83(1)**: so that items in committee and subcommittee can be placed on the next calendar notwithstanding the Wednesday 3:30 deadline for placing bills on notice.

Ayes 97
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 20 Rep. Hazelwood as prime sponsor.

House Bill No. 216 Rep. Howell as prime sponsor.

House Bill No. 225 Rep. McManus as prime sponsor.

House Bill No. 410 Rep. Matheny as prime sponsor.

House Bill No. 677 Rep. Favors as prime sponsor.

House Bill No. 823 Rep. Coley as prime sponsor.

House Bill No. 834 Rep. DeBerry as prime sponsor.

House Bill No. 962 Rep. Terry as prime sponsor.

House Bill No. 1170 Rep. Durham as prime sponsor.

SPONSORS REMOVED

On motion, Rep. McManus was removed as sponsor on **House Bill No. 1049**.

1000

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

**MESSAGE FROM THE SENATE
April 8, 2015**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 63, 73, 75, 101, 124, 161, 198, 216, 222, 248, 304, 352, 382, 415, 423, 460, 619, 633, 691, 729, 762, 911, 976, 990, 1017, 1118, 1119, 1185, 1218 and 1338; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 8, 2015**

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 29, 135, 277, 384, 399, 547, 639, 817 and 1385; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
April 8, 2015**

The Speaker announced that she had signed the following: Senate Bills Nos. 63, 73, 75, 101, 124, 161, 198, 216, 222, 248, 304, 352, 382, 415, 423, 460, 619, 633, 691, 729, 762, 911, 976, 990, 1017, 1118, 1119, 1185, 1218 and 1338.

JOE MCCORD, Chief Clerk

**SIGNED
April 8, 2015**

The Speaker announced that she had signed the following: House Bills Nos. 66, 256, 319, 461, 832 and 1245.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 8, 2015**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 36; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 8, 2015**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 580; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 8, 2015

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 23, 75, 229, 230, 232, 233 and 251; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 8, 2015

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 125, 158, 218, 308, 811, 1051 and 1255; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 8, 2015

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 202, 300, 303, 422, 669 and 759; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 202** -- Education - As introduced, designates the first Thursday in September as Tennessee's day of prayer over students. - Amends TCA Title 4 and Title 49. by *Crowe. (HB650 by *Holsclaw, *Hawk, *Forgety, *Towns, *Love)

Senate Bill No. 300 -- Education - As introduced, requires the state board of education to develop a system to grade schools based on student achievement; requires the department of education to include the school grades on the state report card. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3; Title 49, Chapter 5 and Title 49, Chapter 6. by *Gresham, *Kelsey. (*HB155 by *Casada)

***Senate Bill No. 303** -- Students - As introduced, allows children who will be five years of age after August 15, 2015, but on or before August 31, 2015, and who entered two-year pre-kindergarten programs in the 2013–2014 school year to enter kindergarten programs in the 2015–2016 school year. - Amends TCA Section 49-6-3001. by *Yager. (HB1361 by *Calfee)

Senate Bill No. 422 -- Purchasing and Procurement - As introduced, requires the department of education to purchase technology, Internet, Internet connectivity, or e-learning services pursuant to a competitive purchasing process prescribed by an RFP. - Amends TCA Title 49, Chapter 3, Part 3. by *Gresham. (*HB260 by *Coley)

Senate Bill No. 669 -- Cosmetology - As introduced, requires any cosmetologist seeking a license to instruct in a cosmetology school to have at least one year of salon experience. - Amends TCA Title 62, Chapter 4. by *Bell. (*HB594 by *Parkinson, *Akbari)

Senate Bill No. 759 -- Taxes - As introduced, clarifies that partial payment of property taxes must be received within "10 business days" rather than "10 days" of the delinquency date before the mandatory notice requirement concerning possibility of a tax lien is triggered. - Amends TCA Title 67, Chapter 5. by *Tate. (*HB708 by *White M)

MESSAGE FROM THE SENATE
April 8, 2015

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265 and 266; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Joint Resolution No. 248 -- Memorials, Retirement - C. Dwaine Evans. by *Southerland.

Senate Joint Resolution No. 249 -- Memorials, Death - Robert Neff Sr. by *Massey.

Senate Joint Resolution No. 250 -- Memorials, Academic Achievement - Seth Agee, Valedictorian, Gordonsville High School. by *Beavers.

Senate Joint Resolution No. 251 -- Memorials, Academic Achievement - Ryan Anne Cothron, Salutatorian, Macon County High School. by *Beavers.

Senate Joint Resolution No. 252 -- Memorials, Academic Achievement - Garrison Ryan Gunter, Valedictorian, Cannon County High School. by *Beavers.

Senate Joint Resolution No. 253 -- Memorials, Academic Achievement - Hannah Faulkner, Salutatorian, Cannon County High School. by *Beavers.

Senate Joint Resolution No. 254 -- Memorials, Academic Achievement - Rikesh Vanmali, Valedictorian, Mt. Juliet Christian Academy. by *Beavers.

Senate Joint Resolution No. 255 -- Memorials, Academic Achievement - William Lundy, Salutatorian, Mt. Juliet Christian Academy. by *Beavers.

Senate Joint Resolution No. 256 -- Memorials, Academic Achievement - Rebecca McMillian, Valedictorian, Macon County High School. by *Beavers.

Senate Joint Resolution No. 257 -- Memorials, Recognition - "Be the Cure" clinical trials program. by *Tate.

Senate Joint Resolution No. 258 -- Memorials, Academic Achievement - Jordan Hunter Reedy, 2014 Valedictorian, Houston County High School. by *Green.

Senate Joint Resolution No. 259 -- Memorials, Academic Achievement - Ashley Brianne Spurgeon, 2014 Salutatorian, Houston County High School. by *Green.

Senate Joint Resolution No. 260 -- Memorials, Academic Achievement - Ciara Westbrook, Salutatorian, Northwest High School. by *Green.

Senate Joint Resolution No. 261 -- Memorials, Academic Achievement - Diya Daswani, Salutatorian, Northeast High School. by *Green.

Senate Joint Resolution No. 262 -- Memorials, Academic Achievement - Akash Patel, Co-Valedictorian, Rossvie High School. by *Green.

Senate Joint Resolution No. 263 -- Memorials, Academic Achievement - Samuel Boehms, Co-Valedictorian, Rossvie High School. by *Green.

Senate Joint Resolution No. 264 -- Memorials, Academic Achievement - Ricky Dean Pugalee Jr., Valedictorian, Northeast High School. by *Green.

Senate Joint Resolution No. 265 -- Memorials, Academic Achievement - Gauge Sellmer, Valedictorian, Northwest High School. by *Green.

Senate Joint Resolution No. 266 -- Memorials, Academic Achievement - Jan Rhys Kuan, Salutatorian, Rossvie High School. by *Green.

**ENROLLED BILLS
April 8, 2015**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 33, 34, 35, 36 and 37; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 8, 2015**

The Speaker announced that she had signed the following: House Resolutions Nos. 33, 34, 35, 36 and 37.

GREG GLASS, Chief Engrossing Clerk

**REPORT OF CHIEF ENGROSSING CLERK
April 8, 2015**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 29, 135, 277, 384, 399, 547, 639, 817 and 1385; also House Joint Resolutions Nos. 176, 206, 207, 208, 209, 210, 212, 213, 214, 215, 216, 217, 220, 221, 222, 223, 224, 225, 226, 227 and 228; for his action.

GREG GLASS, Chief Engrossing Clerk

ENGROSSED BILLS

April 8, 2015

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 397, 632, 661, 674, 699 and 776; also House Joint Resolutions Nos. 78, 259, 260, 261, 262 and 263.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE GOVERNOR

April 8, 2015

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 176, 206, 207, 208, 209, 210, 212, 213, 214, 215, 216, 217, 220, 221, 222, 223, 224, 225, 226, 227 and 228; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

ENROLLED BILLS

April 8, 2015

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 125, 153, 158, 218, 308, 811, 1051 and 1255; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS

April 8, 2015

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 23, 75, 229, 230, 232, 233 and 251; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

SIGNED

April 8, 2015

The Speaker announced that she had signed the following: House Joint Resolutions Nos. 23, 75, 229, 230, 232, 233 and 251.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

April 8, 2015

1005

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 23, 75, 229, 230, 232, 233 and 251; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 98

Representatives present were Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Harrison, Hawk, Haynes, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wilburn, Williams, Windle, Wirgau, Womick, Madam Speaker Harwell -- 98

RECESS

On motion of Rep. McCormick, the House stood in recess until 9:00 a.m., Thursday, April 9, 2015.